

**IN THE UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF VIRGINIA**

<p>BARRY NOWLIN, on behalf of himself and all others similarly situated,</p> <p style="text-align:right">Plaintiff.</p> <p>v.</p> <p>A&G COAL CORPORATION, and SOUTHERN COAL CORPORATION,</p> <p style="text-align:right">Defendants.</p>	<p style="text-align:right">Case No. 13-CV-00032</p>
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NOTICE OF VOLUNTARY DISMISSAL, WITHOUT PREJUDICE

Pursuant to F.R.C.P. 41 (a)(1)(A)(i) of the Federal Rules of Civil Procedure, Plaintiff Barry Nowlin hereby provides notice of the voluntary dismissal of all claims in the above styled cause, without prejudice.

Dated: August 9, 2013

Respectfully submitted,

MAGEE GOLDSTEIN LASKY & SAYERS, P.C.

By: /s/ Garren R. Laymon

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CERTIFICATE OF SERVICE

I hereby certify that on this date, the 9th day of August, 2013 I mailed by first class postage prepaid a true copy of the foregoing to the Defendants and caused electronic notice upon Defendant's Counsel and all other parties who have filed Notices of Appearance in this matter by filing the original with the US District Court for the Western District of Virginia.

By: /s/Garren R. Laymon